

Town Board Minutes

January 5, 2015

Meeting No. 1

An Organizational and Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 5th day of January 2015 at 7:00 P.M. and there were

PRESENT: JOHN ABRAHAM, COUNCIL MEMBER
MARK AQUINO, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
DINO FUDOLI, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
JOHN DUDZIAK, TOWN ATTORNEY
LEONARD CAMPISANO, ASST CODE ENFORCEMENT
OFFICER
GERALD GILL, CHIEF OF POLICE
MARK LUBERA, INTERIM DIRECTOR, PARKS, RECREATION,
FORESTRY & GROUNDS
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES
JOHN TROJANOWSKY, EXEC. DIRECTOR, YOUTH BUREAU

PERSONS ADDRESSING TOWN BOARD:

Beutler, Daniel, spoke to the Town Board on the following matter:

- Comments about his attendance at his first Town Board meeting, his interest in serving the Town of Lancaster on the Zoning Board of Appeals and his experience.

Chowaniec, Lee, spoke to the Town Board on the following matter:

- Thanked Mr. Thill for his service and welcomes Mr. Beutler to the service of the Town of Lancaster.

Hangauer, Carmen, spoke to the Town Board on the following matters:

- Thanked Mr. Thill for his service to the Town of Lancaster.
- Congratulates John Trojanowsky for Christmas program to assist the needy and service to the community.

Hangauer, Dave spoke to the Town Board on the following matter:

- Asked questions and made suggestions regarding the process in selecting persons to serve on various Boards and Commissions.

Sinclair, Robert, spoke to the Town Board on the following matter:

- Questions regarding environmental impact of the proposed subdivision near his home, as well as the residential project on Genesee Street in Bowmansville.

Thill, Robert, spoke to the Town Board on the following matter:

- Thanks the Town Board for the pleasure of serving the Town of Lancaster and cites his many accomplishments.

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 1 Local Law Amendment:
Garbage, Rubbish & Refuse - Definitions

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY
COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was opened.

At 7:19 P.M., the Town Board held a Public Hearing to hear all interested
persons upon a Local Law Amendment: Garbage, Rubbish & Refuse – Definitions matter.

The affidavits of publication and posting of this Public Hearing are on file
and a copy of the Legal Notice has been posted.

**NAME OF PERSONS ADDRESSING
THE BOARD ON THIS SUBJECT**

**Proponent/
Opponent/
Comments/Question**

NONE

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL
MEMBER AQUINO AND CARRIED, the public hearing was closed at 7:19 P.M.

Decision on this matter was reserved.

January 5, 2015

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 2 Local Law Amendment:
Garbage, Rubbish & Refuse – Duties of Owners & Occupants

ON MOTION BY COUNCIL MEMBER ABRAHAM, SECONDED BY
COUNCIL MEMBER AQUINO AND CARRIED, the public hearing was opened.

At 7:19 P.M., the Town Board held a Public Hearing to hear all interested
persons upon a Local Law Amendment: Garbage, Rubbish & Refuse – Duties of Owners &
Occupants matter.

The affidavits of publication and posting of this Public Hearing are on file
and a copy of the Legal Notice has been posted.

**NAME OF PERSONS ADDRESSING
THE BOARD ON THIS SUBJECT**

**Proponent/
Opponent/
Comments/Question**

NONE

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL
MEMBER ABRAHAM AND CARRIED, the public hearing was closed at 7:20 P.M.

Decision on this matter was reserved.

January 5, 2015

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 3 Local Law Amendment:
Garbage, Rubbish & Refuse – Prohibited Acts; Penalties for Offenses

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY
COUNCIL MEMBER STEMPNIAK AND CARRIED, the public hearing was opened.

At 7:20 P.M., the Town Board held a Public Hearing to hear all interested
persons upon a Local Law Amendment: Garbage, Rubbish & Refuse – Prohibited Acts;
Penalties for Offenses matter.

The affidavits of publication and posting of this Public Hearing are on file
and a copy of the Legal Notice has been posted.

NAME OF PERSONS ADDRESSING THE BOARD ON THIS SUBJECT	Proponent/ Opponent/ Comments/Question
NONE	

ON MOTION BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL
MEMBER STEMPNIAK AND CARRIED, the public hearing was closed at 7:21 P.M.

Decision on this matter was reserved.

January 5, 2015

PRESENTATION OF ORGANIZATIONAL PREFILED RESOLUTIONS:

A motion to amend the following resolution was made by Supervisor Fudoli, for the purpose of removing Daniel Beutler, Member, Zoning Board of Appeals and adding Robert Thill, Member, Zoning Board of Appeals. Motion failed due to lack of second.

A motion to amend the following resolution was made by Supervisor Fudoli, for the purpose of removing Kenneth Graber, Member, Industrial Development Agency and adding Frank Fialkowicz, Member, Industrial Development Agency. Motion failed due to lack of second.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVE ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

Resolved that the following appointments be and are hereby made by the Town Board of the Town of Lancaster. These appointments shall be effective January 1, 2015. The individuals so appointed shall serve at the will of the Town Board unless otherwise specified by law.

GENERAL ADMINISTRATIVE APPOINTEES

AMATURA, DANIEL J., be and is hereby appointed Drainage Officer.

ANSTETT, DONALD, be and is hereby appointed Account Clerk, part-time.
(Games of Chance Auditor)

BISTOFF, JAMES, be and is hereby appointed Fire Inspector, part-time.

DEHN, IRVING, be and is hereby appointed Court Officer, part-time.

DUDZIAK, JOHN, be and is hereby appointed Town Prosecutor, part-time.

FARMER, JEAN, be and is hereby appointed Assistant to the Supervisor.

FIUME, BRYAN, be and is hereby appointed an alternate voting delegate to represent the Town of Lancaster at official meetings of the Northeast-Southtowns (NEST) Solid Waste Management Board.

FUDOLI, DINO, be and is hereby appointed Affirmative Action Officer, in compliance with Title VIII of the Civil Rights Act of 1968.

FUDOLI, DINO, be and is hereby appointed Budget Officer, part-time.

FUDOLI, DINO, be and is hereby appointed the voting delegate to represent the Town of Lancaster at official meetings of the Northeast-Southtowns (NEST) Solid Waste Management Board.

GILL, GERALD, be and is hereby appointed 2nd Alternate Natural Disaster Service Coordinator.

JABLONSKI, MICHAEL, be and is hereby appointed Court Officer, part-time.

LOFTUS, KEVIN, be and is hereby appointed Deputy Town Prosecutor, part-time and Deputy Town Attorney, part-time, under the direction of the Town Attorney.

MAUND, DONALD, be and is hereby appointed Court Officer, part-time.

NOWAK, MARY, be and is hereby appointed Secretary, part-time, to the Planning Board.

REVELAS, WILLIAM, be and is hereby appointed Fire Inspector, part-time.

ROZLER, RONALD, be and is hereby appointed Natural Disaster Services Coordinator, part-time.

SIKORSKI, KEVIN, be and is hereby appointed Court Officer, part-time.

SIMME, JEFFREY H., be and is hereby appointed Plumbing Inspector.

SIMME, JEFFREY H., be and is hereby appointed 1st Alternate Natural Disaster Service Coordinator.

BINGO INSPECTORS, PART-TIME

CRINZI, JOHN
DIEBEL, DONALD
ROBINSON, WAYNE
WEREMBLEWSKI, EDWARD

DOG CONTROL OFFICERS

BOREANAZ, RAYMOND
CZAPLA, JASON
DELPRINCE, DAWN
DOHN, MICHAEL
HEERDT, PHILIP
PACANOWSKI, LEWIS

ETHICS BOARD

JANKOWSKI, BRENDA, be and is hereby appointed Member, Ethics Board for the period January 1, 2015 to December 31, 2019.

HISTORIAN

MIKULA, EDWARD, be and is hereby appointed Town Historian.

VAN DRIVERS, PART-TIME

ARDILLO, CHARLES
BASTIAN, SR., NORMAN F.
CHIARMONTE, JOSEPH
EDERER, GORDON
GALLO, MICHAEL
GANGLOFF, ANNE
HAUSER, ROBERT
KUCHARSKI, JEROME
RINOW, ALBERT
SRODA, JOHN
SUTTELL, DAVID

MEMBERS OF AGENCIES, BOARDS, BUREAUS, COMMISSIONS, COUNCILS:

INDUSTRIAL DEVELOPMENT AGENCY:

FUDOLI, DINO, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

GRABER, KENNETH, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

HOFFMAN, STEVEN, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

KURTZMAN, ALAN, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

LOCICERO, MICHAEL, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

NUNAN, E. JAMES, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

O'BRIEN, KENNETH, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

PLANNING BOARD:

CONNELLY, NEIL, be and is hereby appointed Chairman, Planning Board for the period January 1, 2015 to December 31, 2015.

KORZENIEWSKI, LAWRENCE, be and is hereby appointed Member, Planning Board for the period January 1, 2015 to December 31, 2021.

RECREATION COMMISSION:

AMBROSE, GARY, be and is hereby appointed Member, Recreation Commission for the period January 1, 2015 to December 31, 2021.

EVERETT, JAMES A., be and is hereby appointed Member, Recreation Commission for the period January 1, 2013 to December 31, 2019. (To correct resolution dated January 7, 2013)

FARMER, ROBERT, be and is hereby appointed Member, Recreation Commission for the period January 1, 2014 to December 31, 2020. (To correct resolution dated January 6, 2014)

ZONING BOARD OF APPEALS:

QUINN, RICHARD, be and is hereby appointed Chairman, Zoning Board of Appeals for the period January 1, 2015 to December 31, 2015.

BEUTLER, DANIEL, be and is hereby appointed Member, Zoning Board of Appeals, for the period January 1, 2015 to December 31, 2019.

and,

BE IT FURTHER

RESOLVED, that the Town Clerk give notice of the appointment of Dino Fudoli as Affirmative Action Officer in a "display advertisement" in one of the official newspapers of the Town in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	NO
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	NO

January 5, 2015

**LEGAL NOTICE
TOWN OF LANCASTER**

**NOTICE OF DESIGNATION
OF
AFFIRMATIVE ACTION OFFICER**

THE TOWN OF LANCASTER HAS APPOINTED DINO FUDOLI AS THE LOCAL
AFFIRMATIVE ACTION OFFICER.

PERSONS WHO FEEL THEY HAVE BEEN THE VICTIMS OF HOUSING DISCRIMINATION
MAY RECEIVE ASSISTANCE IN FILING A COMPLAINT BY CONTACTING MR. FUDOLI AT
21 CENTRAL AVENUE, LANCASTER, NEW YORK 14086

PHONE: 716-683-1610

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR FUDOLI, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER ABRAHAM, TO WIT:

RESOLVED, that the following Schedule of Salaries be and is hereby adopted for
 the year 2015: (amounts represent annual salaries unless otherwise specified)

TO BE PAID BI-WEEKLY

ASSESSMENT REVIEW BOARD:

Assessment Review Board Chairperson (Molino)	200.00 per day
Assessment Review Board Members (Braniecki/Fialkiewicz/ Imiola/Ostrowski)	160.00 per day
Secretary to the Assessment Board of Review P.T. (Carlon)	15.00 per hour

ASSESSOR:

Clerk P.T. (Powell)	15.22 per hour
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BINGO/GAMES OF CHANCE:

Account Clerk P.T. (Anstett)	70.00 per insp.
Bingo Inspector P.T. (Crinzi - includes mileage)	70.00 per insp.
Bingo Inspector P.T. (Diebel/Robinson/Weremblewski - includes mileage)	65.00 per insp.

BUILDING AND ZONING:

Code Enforcement Officer (Simme)	72,660.00
Clerk P.T. (Flanagan)	17.88 per hour
Fire Inspector P.T. (Revelas/Bistoff)	17.33 per hour

COUNCIL MEMBERS: (Abraham/Aquino/Ruffino/Stempniak)	18,975.00
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COURT:

Clerk to Town Justice (Pawlowski)	43,117.00
Clerk to Town Justice On Step (Davis hired 01/01/15)	
Full Rate is 41,117.00	
85% of full rate 01/01/15 – 12/31/15	34,949.00
Court Officer P.T. (Dehn)	22.40 per hour
Court Officer P.T. (Jablonski/Sikorski)	14.87 per hour
Court Officer P.T. (Maund)	14.47 per hour
Town Justices (Cervi/Colby)	41,884.00

DIRECTOR OF ADMINISTRATION AND FINANCE:

Director of Administration and Finance (Brown)	80,988.00
Director of Administration and Finance (as LIDA CFO)	1,250.00 per quarter

DISASTER PREPAREDNESS:

Natural Disaster Services Coordinator P.T. (Rozler)	18,314.00
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HIGHWAY ADMINISTRATION:

Highway Superintendent (Amatura)	69,788.00
Drainage Officer P.T. (Amatura)	5,450.00
Clerk P.T. (Heist/Humphrey)	12.00 per hour

PARKS, RECREATION, FORESTRY, AND BUILDINGS/SENIOR CENTER:

Recreation Attendant P.T. (Giglia)	10.10 per hour
Recreation Attendant P.T. - Arts Director (Pesany-Au)	12.25 per hour
Recreation Attendant P.T. - Arts Instructor (Heidle)	13.25 per hour
Recreation Attendant P.T. - Arts Instructor (Streit)	9.78 per hour
Recreation Attendant P.T. - Hot Meals Operator (Szczeniak)	10.36 per hour
Recreation Attendant P.T. - Hot Meals Operator (Tanski)	16.82 per hour
Recreation Attendant P.T. - Sr. Center (Arcese)	12.82 per hour
Recreation Attendant P.T. - Sr. Center (Jankiewicz)	22.00 per hour
Recreation Attendant P.T. - Sr. Center (Korzeniewski)	11.61 per hour
Recreation Attendant P.T. - Sr. Center (Thomson)	9.50 per hour
Recreation Instructor P.T. - Sr. Center (Kiesznoski/Olivieri)	30.00 per hour
Recreation Instructor P.T. - Sr. Center (Davis)	15.00 per hour
Recreation Instructor P.T. - Sr. Center (Earleywine)	11.00 per hour
Van Driver P.T. - Sr. Center (Ardillo/Bastian/Chiarmonte/Ederer/ Gallo/Gangloff/Hauser/Kucharski/Rinow/Sroda/Suttell)	9.00 per hour

PLANNING BOARD:		
	Secretary to Planning Board P.T. (Nowak)	100.00 per meeting
POLICE:		
	Clerk Typist (Brehm)	41,117.00
	School Crossing Guard P.T. (D. R. Chapman/D. W. Chapman)	10.87 per hour
SUPERVISOR:		
	Supervisor (Fudoli)	66,997.00
	Assistant to the Supervisor (Farmer)	49,212.00
	Payroll Supervisor (Fay)	49,212.00
	Secretary to the Supervisor (Sacha)	40,000.00
TOWN ATTORNEY:		
	Town Attorney (Dudziak)	49,320.00
	Deputy Town Attorney P.T. (Loftus)	15,535.00
	Clerk Typist (Braun)	41,117.00
TOWN CLERK:		
	Town Clerk (Coleman)	71,145.00
	Records Management Officer (Coleman)	6,535.00
	Clerk P.T. (Loecher/Lutz)	15.22 per hour
	Deputy Town Clerk (Terranova)	53,297.00
	Deputy Town Clerk On Step (Martin hired 01/26/13)	
	95% of full rate 01/01/15 – 01/25/15	39,061.00
	Full Rate 01/26/15 – 12/31/15	41,117.00
	Deputy Receiver of Taxes On Step (Kotlak hired 12/14/12, 3 month unpaid leave)	
	95% of full rate 01/01/15 – 03/13/15	39,061.00
	Full Rate 03/14/15 – 12/31/15	41,117.00
YOUTH BUREAU:		
	Executive Director (Trojanowsky)	68,320.00
	Clerk P.T. (Darmstedter)	8.25 per hour
	Clerk P.T. (Trusiak)	8.50 per hour

TO BE PAID SEMI-ANNUALLY

Planning Board Chairperson (Connelly)	4,122.00 per annum
Planning Board Members (Anderson/Gorski/Keefe/Korzeniewski/ McCracken/Szymanski)	3,221.00 per annum
Registrar of Vital Statistics (Coleman)	3,000.00 per annum
Zoning Board of Appeals Chairperson (Quinn)	2,106.00 per annum
Zoning Board of Appeals Members (Bruso/Monacelli/Perry/ Pignataro/Schwan/Beutler)	1,635.00 per annum
Clerk to Zoning Board of Appeals (Coleman)	3,390.00 per annum

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the sum of \$1,100.00 be allocated for the proper observance of Memorial Day and Independence Day to the following Veterans Organizations.

- Not to exceed \$350.00 - Lt. Col. Matt Urban V.F.W. Post 7275
- Not to exceed \$250.00 - Depew Post, American Legion
- Not to exceed \$250.00 - Disabled American Veterans Korean Era
- Not to exceed \$250.00 - American Ex-Prisoners of War

provided that such expenses as apportioned shall be paid upon properly itemized and audited vouchers which shall be received during 2015, and

BE IT FURTHER

RESOLVED, that the sum of \$2,500.00 for the purpose of defraying the expenses of the proper observance of Independence Day in the Town of Lancaster, which sum shall be expended upon properly itemized and audited vouchers for such expenditure.

BE IT FURTHER

RESOLVED, that the sum of \$2,500.00 for the purpose of defraying the expenses connected with the Taste of Lancaster sponsored by the Village of Lancaster, which sum shall be expended upon properly itemized and audited vouchers for such expenditure.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Board has determined that there is a need to set a policy in regards to monies and other financial resources available for investment and/or deposit on behalf of the Town of Lancaster, and

WHEREAS, the Town Board of the Town of Lancaster has also determined that there is a need for a policy for the purchase of goods or services to determine the applicability of Section 103 of the General Municipal Law.

NOW, THEREFORE, BE IT

RESOLVED, that in order to protect the interests of the Town of Lancaster, its residents and taxpayers, the Town Board of the Town of Lancaster hereby adopts the following policies, as presented, to be effective immediately, and which shall supersede any previous versions of such policies:

- a. Investment Policy
- b. Procurement Policy

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

RESOLVED, by the Town Board of the Town of Lancaster as follows:

SECTION 1:

That those Town elected and appointed officials who are authorized by the Town Board to attend the 2015 New York State Association of Towns Training School and Annual Meeting, to be held in New York City on February 15th, 16th, 17th and 18th, 2015, are eligible for reimbursement for actual and necessary expenses subject to the following limitations:

1. Lodging – single occupancy room rate at established conference rates (Hilton Midtown rate of \$265 per night or Sheraton NY Times Square rate of \$235 per night); not to exceed three nights for the dates of February 15th, 16th and 17th exclusively. Each employee is responsible for presenting a completed NYS Department of Taxation and Finance Exemption Form ST-129 directly to the hotel for the purpose of obtaining tax exempt occupancy. The Town will not pay or reimburse and taxes resulting from failure to submit exemption form.
2. Travel – two-way airfare, train fare or actual mileage direct to hotel.
3. Cab Fare – reimbursement restricted to fare between airport or train station to and from hotel only (maximum reimbursement of two (2) fares per employee only).
4. Meals – Reimbursement not to exceed \$50 per diem and includes reimbursement of actual expenses for the following meals per date for the employee only:
 - Sunday 2/15 – Lunch and Dinner
 - Monday 2/16 – Breakfast, Lunch and Dinner
 - Tuesday 2/17 – Breakfast, Lunch and Dinner
 - Wednesday 2/18 – Breakfast and Lunch
5. Conference Registration Fee – Authorized reimbursement of \$100 per employee.

All requests for reimbursement must be presented in the form of original, itemized receipts (un-itemized credit card receipts will not be accepted). Reimbursement will not be made for purchase of alcoholic beverages. Total reimbursement per employee is not to exceed the sum of **\$1,400.00**. All requests for reimbursement must be received by the Supervisor no later than Friday, March 20, 2015. Reimbursement requests submitted or received after this date will not be paid.

SECTION 2:

That Highway Superintendent Daniel Amatura be and is hereby appointed as a delegate to the New York State Association of Towns Training School and Annual Meeting to be held in New York City on February 15th, 16th, 17th and 18th, 2015.

SECTION 3:

That during the year 2015, Town department heads or officials, or their designees, whose expenses have been allowed in the 2015 Budget are hereby authorized to attend in **Allegheny, Cattaraugus, Chautauqua, Erie, Genesee, Monroe, Niagara and Wyoming Counties**, the regular luncheon/dinner meetings of the various official organizations relating to their official duties as Town department heads or officials. The cost of such meals shall not exceed \$35.00 per luncheon or dinner. Necessary expenses incurred in traveling to or from said meeting as well as membership fees, are hereby determined a legitimate Town expense for which such officials shall be reimbursed.

SECTION 4:

That during the year 2015, the Code Enforcement Officer/Fire Inspector or his designee is hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State Building Officials Conference
- Niagara Frontier Building Officials Education Conference
- State Emergency Management Schools
- New York State Fire Academy Conference
- Montour Falls New York State Fire Academy

SECTION 5:

That during the year 2015, the Court Clerks are hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State Magistrates' Association of Court Clerks
- Erie County Town & Village Court Clerks Association

SECTION 6:

That during the year 2015, the Town Justices are hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State Magistrates' Association Conference
- New York State Association of Towns Training School and Annual Meeting – subject to the limits specified in Section 1.
- Office of Court Administration Taking the Bench Certification Course
- Erie County Magistrates Association

SECTION 7:

That during the year 2015, the Director of Administration and Finance is hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State-GFOA Pre-Conference Training Seminars and Annual Conference
- New York State-GFOA Western Region Spring Seminar
- New York State-GFOA Western Region Summer Seminar
- New York State-GFOA Western Region Holiday Seminar

SECTION 8:

That during the year 2015, the Highway Superintendent or his designee is hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State Association of Town Superintendents of Highways Conference
- New York State Association of Towns Training School and Annual Meeting – subject to the limits specified in Section 1.
- Cornell Local Roads Program For Highway Superintendents

SECTION 9:

That during the year 2015, the Police Chief or his designee is hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State Association of Chiefs of Police
- Mid Atlantic Great Lakes Organized Crime Law Enforcement Network (MAGLOCLN) Conference
- International Association of Chiefs of Police
- New York State Association of Towns Training School and Annual Meeting - subject to the limits specified in Section 1.

SECTION 10:

That during the year 2015, the Town Clerk or her designee is hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State Town Clerks' Association Annual Conference
- New York Association of Local Government Record Officers Annual Conference
- New York Association of Tax Receivers and Collectors Annual Conference

SECTION 11:

That the Planning Board Chairman and / or one Planning Board Member, to be designated by the Town Board, be permitted to attend the following training and educational session with reimbursement of actual and necessary expenses, not to exceed the aggregate sum of **\$1,400.00** which is allocated for the Planning Board, hereby authorized upon presentation of receipts.

- New York State Association of Towns Training School and Annual Meeting - subject to the limits specified in Section 1.

SECTION 12:

That during the year 2015, the Executive Director of the Youth Bureau is hereby authorized to attend the following educational and training sessions with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts:

- New York State Association of Youth Bureaus and Youth Boards
- Western New York Association of Youth Bureaus & Youth Boards

SECTION 13:

That during the year 2015, all Town officials and employees be and hereby are authorized to be paid standard mileage per mile for the use of their personal automobiles on all Town business at a rate equal to the Internal Revenue Service Guideline Regulations for 2015 mileage reimbursement.

SECTION 14:

That all conferences, seminars, lectures and meetings not falling within a pattern of regular attendance and **not exceeding \$400.00** in reimbursable expenses, including mileage reimbursement, may be approved for attendance by the Supervisor pursuant to Section 77-b of the General Municipal Law. Conferences, seminars, lectures and meetings **exceeding \$400.00** shall require the approval of the Town Board.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

PRESENTATION OF REGULAR PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the Planning Board held December 15, 2014 and the Regular Meeting of the Town Board held December 15, 2014 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Assistant to the Supervisor, to wit:

Claim No. 38307 to Claim No. 38548 Inclusive

Total amount hereby authorized to be paid: \$769,657.69

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:
(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
23566		Stacy Hendel	29 Quincy Ave	Dem. Bldg	(V/L)
23575		Francis Sikora	537 Harris Hill Rd	Re-Roof	
23576		Morse A Burfield	8 C St	Er. Res. Add.	
23577		Fairway Hills Developing	15 Pear Tree Ln	Er. Dwlg.-Sin.	
23578		Corey Shelton	115 Southwest Pky	Er. Fence	(V/L)
23579		Howard & Barbara Wehner	86 Simme Rd	Er. Shed	
23580		Mark & Deborah Belote	22 Cambridge Ct	Re-Roof	
23581		Black Rock Roofing	2 Pauline Ct	Re-Roof	
23582		Duane & Katherine Smith	44 Stephens Ct	Inst. Generator	(V/L)
23583		Capital Fence Co.	70 Wilma Dr	Er. Fence	(V/L)
23584		Richard & Diane Piskun	5 Winding Way	Inst. Generator	
23585		Sun Enterprises Inc.	197 Enchanted Forest S	Er. Shed	
23586		5828 Broadway LLC	5828 Broadway	Er. Res. Apartment	
23587		CMK Builders	171 Siebert Rd	Er. Dwlg.-Sin.	
23588		Domenic Cortese	200 Siebert Rd	Er. Porch	
23589		Kimberly Wechter	25 Maple Ave	Dem. Bldg	(V/L)
23590		Michael Andrews	522 Aurora St	Re-Roof	
23591		Michael Andrews	522 Aurora St	Er. Res. Alt.	
23592		Pleasant Meadows Assocs LLC	33 Newberry Ln	Er. Dwlg.-Sin.	

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Twin District Volunteer Fire Company, Inc., by letter
dated December 11, 2014, has requested the addition of the following member to the roster of
said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms
the addition to the membership of the Twin District Volunteer Fire Company the following
individual:

ADDITION:

Kevin Herzog
Lancaster, NY

The question of the adoption of the foregoing resolution was duly put to a
vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

File: RFIRE (P5)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 867 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated December 11, 2014 has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

NOW, THEREFORE, BE IT

RESOLVED, that Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 867 Ransom Road, Lancaster, New York for the period January 1, 2015 to December 31, 2015 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

File: rsalvage yard license (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore annually authorized the administration of a Tree Planting Program for the purpose of beautifying the rights-of-way of public highways and streets of the Town of Lancaster by furnishing shade trees, and

WHEREAS, funds have been provided in the current 2015 General Town Budget for the 2015 Tree Planting Program, and

WHEREAS, the Tree Planting Committee of the Town Board has reviewed the Town of Lancaster's Tree Planting Program and recommends the planting of certain species of trees on certain streets in accordance with the official Tree Planting Master Plan of the Town of Lancaster and specifications on file in the Town Clerk's Office in the Town Hall, Lancaster, New York,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That sealed bids be received by the Town Clerk up to 10:00 A.M., Local Time, on February 5, 2015 for meeting the requirements of the Town of Lancaster's 2015 Tree Planting Program and for supplying trees in accordance with specifications on file in the Town Clerk's Office, and
2. That the Town Clerk be and is hereby authorized to have a Notice to Bidders and Nurserymen published in the Lancaster Bee, and to have said Notice posted as required by Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS
OR NURSERYMEN**

NOTICE IS HEREBY GIVEN that sealed bids will be received by the Town Clerk or her designee up to 10:00 A.M., Local Time, on February 5, 2015 at her office in the Town Hall, 21 Central Avenue, Lancaster, New York for meeting the requirements of the Town of Lancaster's Tree Planting Program for the year 2015 in accordance with specifications on file in the Town Clerk's Office.

Each proposal must be accompanied by a check payable to the Town of Lancaster or a bid bond, having as surety thereon a surety company acceptable to the Town Attorney, in the amount of One Thousand Five Hundred Dollars (\$1,500.00) conditioned that, if the proposal is accepted, the bidder will enter into a contract for the same and that the bidder will execute any such further security as may be required for the faithful performance of the contract.

The Town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: JOHANNA M. COLEMAN
Town Clerk

January 5, 2015

File: RBOTREES (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the Town Board is considering the Rezone of 5354 & 00 Genesee from Residential District One (R-1) and Residential Commercial Office District (RCO) to Multi-Family Residential District Three (MFR-3) located within the Town of Lancaster and submitted by Fairways at Lancaster LLC, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the potential adverse environmental impacts of rezoning the property pursuant to SEQR regulations at their meeting on December 15, 2014 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the Rezone, the Long Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

WHEREAS, the proposed action has been labeled a “Type 1” action under SEQRA.

NOW, THEREFORE,
BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. The proposed Rezone of 5354 Genesee Street (SBL# 82.19-1-5.1) & 00 Genesee Street (SBL# 82.18-1-36) from Residential District One (R-1) and Residential Commercial Office District (RCO) to Multi-Family Residential District Three (MFR-3), submitted by Fairways at Lancaster LLC, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: January 5, 2015

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed Rezone of 5354 Genesee Street & 00 Genesee Street from Residential District One (R-1) Residential Commercial Office District (RCO) to Multi-Family Residential District Three (MFR-3), located within the Town of Lancaster and submitted by Fairways at Lancaster, LLCt. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Rezone of 5354 and 00 Genesee Street from Residential District One (R-1) Residential Commercial Office District (RCO) to Multi-Family Residential District Three (MFR-3).

Location of Action: 5354 Genesee Street (SBL # 82.19-1-5.1) & 00 Genesee Street (SBL # 82.18-1-36), Lancaster, New York.

SEQR Status: Type 1.

Description of Action: The rezoning of approximately 27.5 ± acres of land to MFR-3 to support the development of 76 Senior Townhome units. The site is formerly the Harris Hill Golf Center.

Reasons Supporting this Determination: Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. Impact on land

- A small impact is noted. Construction will take place on land where the depth to the water table is less than three feet. The Town Board has determined that there will be no construction on slopes of 15% or greater. However, twenty percent of the site has slopes of 10-15% while 80% of the site has slopes of less ten percent and within four to six feet depth to bedrock.

2. Impact on Geological Features: None

3. Impacts on Surface Water

- A small impact is noted. A retention pond (wet pond) will be created and pesticides will be utilized for lawn care.

4. Impact on Groundwater: None

5. Impact on Flooding

- A small impact is noted. The development will occur within a 100 year and 500 year floodplain and may require modifications of existing drainage patterns. It is noted that flood water flows shall be mitigated through proper design.

6. Impact on Air: None

7. Impact on Plants and Animals: None

8. Impact on Agricultural Resources: None

9. Impact on Aesthetic Resources: None

10. Impact on Historic and Archeological Resources

- A small impact is noted. According to the NYS Office of Parks, Recreation and Historic Preservation Map, the project site is within an archaeological sensitive area. The Town Board has determined that the site has been significantly disturbed over a long period of time in a way that would destroy potential artifacts.

11. Impact on Open Space and Recreation

- A small impact is noted. The development will result in the loss of a recreational resource. The Town Board had determined that the existing nine-hole golf course would not be a significant loss to the community due to existing golf courses within a three mile radius (Diamond Hawk on 255 Sonwil Drive and The Buffalo Tournament Club on Genesee and Ransom).

12. Impact on Critical Environmental Areas

- The Town of Lancaster has not established a Critical Environmental Area (CEA).

13. Impact on Transportation

- A small impact is noted. While the project will add a small amount of traffic, it is noted that it could exacerbate the traffic situation on Genesee Street. The Town Board has determined that the Traffic Study submitted by the developer has shown that projects submitted of this type create fewer vehicular trips per hour than vehicular trips generated by the present zoning. Genesee Street is a State Highway and the Town of Lancaster has no jurisdiction over it.

14. Impact on Energy: None

15. Impact on Noise, Odor and Light: None

16. Impact on Human Health: None

17. Consistency with Community Plans

- A small impact is noted. The development is different from current land use and requires an amendment to the Zoning Code. The committee notes that it may induce secondary development impacts.

18. Consistency with Community Character

- A small impact is noted. The proposed action may create additional demand for Police and Fire services.

For Further Information:

Contact Person:	John M. Dudziak, Town Attorney
	Town of Lancaster
Address:	21 Central Avenue
	Lancaster, New York 14086
Telephone Number:	(716) 684-3342

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster entered into an agreement with New York State Industries for the Disabled to provide cleaning services for the Lancaster Police Headquarters and Court Building (Public Safety Building) located at 525 Pavement Road, Lancaster, New York, for the period of January 1, 2014 through December 31, 2014 through Southeast Works, a Preferred Source Provider, and

WHEREAS, pursuant to the terms and conditions of the previous agreement, the contract can be extended annually by the Town for up to an additional five (5) years, subject to the approval of the Town Attorney and satisfaction of services provided to the Town, and

WHEREAS, the Town Board of the Town of Lancaster has determined that it is satisfied with the services provided and that it is in the best interest of the community to exercise its right to extend the Cleaning Services Agreement with New York State Industries for the Disabled through Southeast Works, a Preferred Source Provider, for an additional year, beginning January 1, 2015 and terminating December 31, 2015.

NOW THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute the Renewal Agreement with New York State Industries for the Disabled to provide cleaning services for the Lancaster Police Headquarters and Court Building (Public Safety Building) located at 525 Pavement Road, Lancaster, New York for a term commencing January 1, 2015 and terminating December 31, 2015 through Southeast Works, a Preferred Source Provider, pursuant to the terms and conditions of the original contract from 2014.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the County of Erie Department of Senior Services has heretofore provided a van to the Town of Lancaster for the purpose of providing transportation to senior citizens in the Town of Lancaster, and

WHEREAS, it is necessary to enter into a contractual arrangement with the County of Erie in order to continue providing said services to seniors, and

WHEREAS, the Town Attorney has reviewed the proposed contract with the County of Erie;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the Agreement with Erie County’s Department of Senior Services to use said van to provide transportation for the Town of Lancaster’s senior citizens for the year 2015.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Town, through its health insurance consultant Premier Consulting Associates, solicited and received a proposal to replace the current Health Reimbursement Account (HRA) administrator effective January 1, 2015,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized to enter into the Section 105(h)/Health Reimbursement Account Plan Services Agreement with P&A Administrative Services, Inc. 17 Court Street, Suite 500, Buffalo NY, as presented, and any related documents, to be effective January 1, 2015 or as soon thereafter as is practicable.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the interim department head of the Parks, Recreation and Forestry Department, Mark Lubera, by letter dated December 15, 2014, has recommended the appointment of Gregory Marzo of Clarence, New York to the position of Lifeguard, part-time permanent, in the Parks, Recreation and Forestry Department of the Town of Lancaster, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that Gregory Marzo be and is hereby appointed to the position of Lifeguard, part-time permanent in the Parks, Recreation and Forestry Department at the rate of \$9.00 per hour, retroactive to December 12, 2014, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Town of Lancaster provide for the adoption and enactment of local laws, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to enact a proposed Local Law of the year 2015, entitled “**DOGS REVISION**”, which will amend the Code of the Town of Lancaster by adding Section 13-9(A)(6) within **Chapter 25 “DOGS”, SECTION 9 “LICENSE FEE”** of the Code of the Town of Lancaster, which reads as follows:

A LOCAL LAW OF THE YEAR 2015 ENTITLED “**DOGS REVISION**”, WHICH WILL AMEND THE TOWN CODE OF THE TOWN OF LANCASTER BY ADDING SECTION 13-9(A)(6) TO CHAPTER 13 “DOGS”, SECTION 9(A) “LICENSE FEE.”

Chapter 13 – DOGS

§13-9. License fee.

A.

(6) Surcharge, per month, for each dog license not renewed within the specific renewal month regardless as to the number of days lapsed: \$5.00.

WHEREAS, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required on the proposed Local Law;

NOW, THEREFORE,
BE IT RESOLVED by the Town Board of the Town of Lancaster that:

- 1. A public hearing for the proposed Local Law is hereby set for the 20th day of January 2015 at 7:15 o'clock P.M.
- 2. The Town Clerk is directed to provide notice of the public hearing as required by law.
- 3. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted January 5, 2015, the said Town Board will hold a Public Hearing on the 20th day of January, 2015 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purposes of considering and possibly adopting a Local Law to amend the Town of Lancaster Dogs Code to include a surcharge for late renewal registrations within the Town. Copies of the proposed Local Law can be reviewed at Town Hall. At the time and place stated above, all interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

By: JOHANNA M. COLEMAN
Town Clerk
January 8, 2015

Town of Lancaster
Local Law No. ____ of 2015

A Local Law Amending the Town of Lancaster Dogs Code, Section 9(A) License Fee to Include a Surcharge for Late Renewal Registrations.

Be it hereby enacted by the Town Board of the Town of Lancaster as follows:

Section 1: Section 13-9(A) of the Town of Lancaster Town Code is amended to add subparagraph (6) to read in its entirety as follows:

- (6) Surcharge, per month, for each dog license not renewed within the specific renewal month regardless as to the number of days lapsed: \$5.00.**

Section 2: Severability. Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Section 3: Effective Date. This Local Law shall be effective upon its filing with the Secretary of State in accordance with the Municipal Home Rule Law.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Recreation Leader of the Senior Center of the Town of Lancaster, by letter dated December 24, 2014 has requested the appointment of one (1) Van Driver, part-time permanent, due to a staffing shortage.

NOW, THEREFORE, BE IT

RESOLVED, that the following individual is hereby appointed to the position of Van Driver, part-time permanent in the Senior Center effective January 6, 2015, working not more than nineteen and three-quarter hours per week, and that this being a part-time position provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE/HR.</u>
Joseph Hastreiter	Van Driver	\$9.00

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Recreation Leader of the Town of Lancaster Senior Center, by letter dated December 16, 2014, has recommended the appointment of Gloria West of Lancaster, New York to the position of Recreation Attendant, part-time permanent in the Senior Center, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that Gloria West be and is hereby appointed to the position of Recreation Attendant, part-time permanent in the Senior Center at the rate of \$9.00 per hour, effective January 6, 2015, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Recreation Leader of the Town of Lancaster Senior Center, by letter dated December 19, 2014, has recommended the appointment of Kathleen Burns of Lancaster, New York to the position of Recreation Attendant, part-time permanent in the Senior Center, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that Kathleen Burns be and is hereby appointed to the position of Recreation Attendant, part-time permanent in the Senior Center at the rate of \$9.00 per hour, effective January 6, 2015, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by letter dated December 29, 2014, has requested the appointment of one (1) Assistant Dog Control Officer, part-time temporary seasonal, to complete administrative work related to the Town-wide dog census.

NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and is hereby appointed to the position of Assistant Dog Control Officer, part-time temporary seasonal, for a period not to exceed five (5) months, in the Dog Control Office, and that this being a part-time position provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary seasonal employees:

<u>NAME</u>	<u>PAY RATE/HR.</u>	<u>EFFECTIVE DATE</u>
Jeanne Feldmann Lancaster, NY	\$8.75	January 1, 2015

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, upon review of the Town of Lancaster’s Erie County Civil Service Position inventory, it was determined that the position of Registrar of Vital Statistics was inadvertently never created, and

WHEREAS, it has been further determined that it is necessary to officially create the position of Registrar of Vital Statistics in order to fully comply with all Erie County Civil Service regulations, and

WHEREAS, the title of Registrar of Vital Statistics is currently held by Johanna Coleman and this action is simply a housekeeping matter that will not affect Ms. Coleman’s current appointment.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) to create one (1) new position of Registrar of Vital Statistics, part-time permanent in the Town of Lancaster, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, upon review of the Town of Lancaster’s Erie County Civil Service Position inventory, it was determined that the position of Secretary to the Planning Board was inadvertently never created, and

WHEREAS, it has been further determined that it is necessary to officially create the position of Secretary to the Planning Board in order to fully comply with all Erie County Civil Service regulations, and

WHEREAS, the title of Secretary to the Planning Board is currently held by Mary Nowak and this action is simply a housekeeping matter that will not affect Ms. Nowak’s current appointment.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) to create one (1) new position of Secretary to the Planning Board, part-time permanent in the Town of Lancaster, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the Town Board is committed to the ideal that all Town employees work in a safe environment without risk to their health or safety or the health and safety of others, and

WHEREAS, the Town Board has determined that there is a need to establish General Town Safety Rules, Policies, and Procedures in order to enhance workplace safety, and to ensure timely and effective responses to any workplace accidents or injuries that may occur.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adopts the General Town Safety Rules, Policies, and Procedures as presented, to be effective immediately, and which shall supersede any previous versions of such policy, and

BE IT FURTHER,

RESOLVED, that the General Town Safety Rules, Policies, and Procedures shall be distributed to all current Town employees, and to all future Town employees upon hire by the Town.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

January 5, 2015

COMMUNICATIONS & REPORTS

- 1. U.S. Senators Schumer & Gillebrand and U.S. Congressmen Collins & Higgins to Supervisor –
Announcement of USDA issuance of secretarial disaster declaration for 7 WNY counties devastated by November snowstorm.
Disposition = Received & Filed**
- 2. Twin District Volunteer Fire Co. to Town Clerk –
Request for change in roster. Disposition = Resolution 1/5/15**
- 3. Frank Fialkiewicz to Town Board –
Request for reappointment as board member to the Lancaster Industrial Development Agency. Disposition = Received & Filed**
- 4. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent & Building Inspector –
Draft copy of minutes from Dec. 3, 2014 Planning Board Meeting.
Disposition = Received & Filed**
- 5. Planning Board to Town Board –
Recommendation for approval of site plan for Salvatore's Hotel, 6461 Transit Road, Proj. #1408; conditions noted. Disposition = For Resolution**
- 6. Planning Board to Town Board—
Recommendation for approval of sketch plan for Summerfield Farms, Part 6, 0 & 5425 William Street, Proj. #2653; condition noted.
Disposition = Received & Filed**
- 7. Planning Board to Town Board –
Sketch plan for Fox Valley Estates, 0 Peppermint Road, Proj. #4072 tabled to a future Planning Board meeting. Disposition = Planning Committee**
- 8. Supervising Code Enforcement Officer to Town Clerk –
Request for resolution authorizing issuance of license for 2015 to Operate a Salvage Yard to Ransom Auto Parts. Disposition = Resolution 1/5/15**
- 9. Town Clerk to Town Board –
Summaries of taxes collected, a consolidated report of the 2014-2015 school tax collection and tax warrants for each of five school districts.
Disposition = Received & Filed**
- 10. Carolyn and David Gierke to Supervisor –
Constructive suggestions regarding process for consideration of Fox Valley Estates subdivision and any other new subdivisions.
Disposition = Received & Filed**
- 11. Residents of Parkdale neighborhood to Planning Board Chairman –
Questions regarding processing and handling of the notification to residents/property owners within the 0-200 ft. and 0-500 ft. range of the Rezone Petition 00 Broadway (116.00-1-13.11 & 116.00-1-18.21).
Disposition = Received & Filed**
- 12. Robert Thill to Town Board –
Request for reappointment to Town of Lancaster Zoning Board of Appeals.
Disposition = Received & Filed**
- 13. Town Clerk to Various News Media –
Press Release announcing time change for the Town of Lancaster Planning Board meetings starting January 1, 2015. Planning Board Meetings will begin at 7:00PM. Disposition = Received & Filed**
- 14. Kevin Loftus, Deputy Town Attorney to Town Board –
Request for reappointment as Deputy Town Attorney/Town Prosecutor for 2015. Disposition = Received & Filed**

- 15. Michael J. LoCicero, Esq. to Town Board –
Request for reappointment as board member to the Lancaster Industrial Development Agency. Disposition = Received & Filed**
- 16. Waste Management to Supervisor –
Change in NYS Law for Electronics Recycling, effective January 1, 2015.
Disposition = Received & Filed**
- 17. NYS Dept. of Environmental Conservation to Town Clerk –
Information regarding recycling electronic waste.
Disposition = Received & Filed**
- 18. Highway Superintendent to Town Board –
Request for resolution to lease a building for highway storage owned by Clyde & Charlene Mays located at 73 Cemetery Road. Disposition = For Resolution**
- 19. Village of Lancaster to Town Board –
Minutes from special meeting held on December 1, 2014.
Disposition = Received & Filed**
- 20. Village of Lancaster to Town Board –
Minutes from regular meeting held on December 8, 2014.
Disposition = Received & Filed**
- 21. Daniel Beutler to Town Clerk –
Request for consideration as member of Town of Lancaster Zoning Board.
Disposition = Received & Filed**
- 22. David Tabaczynski, Besroi Roofing & Siding to Supervisor –
Letter of support for rezoning of former golf course property on Genesee St. from R-1 & RCO to MFR-3 for 76 townhouse units.
Disposition = Received & Filed**
- 23. Richard & Sandra Pratt to Planning Board Chairman and Town Board –
Letter expressing concerns regarding proposed development north of Peppermint Road – Fox Valley Estates. Disposition = Received & Filed**
- 24. NYS Dept. of Environmental Conservation to Supervisor –
Notice of Complete Application for Environmental Products & Services, Inc., 4429 Walden Avenue, Lancaster, NY. Disposition = Received & Filed**
- 25. Interim General Crew Chief to Supervisor and Town Board –
Request for appointment of one individual to the position of part-time permanent employee for the fall/winter of 2014 in the Parks, Recreation & Forestry Dept. retroactive to December 12, 2014. Disposition = Resolution 1/5/15**
- 26. Senior Center Director to Supervisor –
Request for Town to hire Kathleen Burns as a part-time Recreation Attendant at the Lancaster Senior Center as a replacement for Debra Thomson.
Disposition = Resolution 1/5/15**
- 27. Senior Center Director to Supervisor –
Request for Town to hire Gloria West for the position of Recreation Attendant-Nutrition due to a retirement. Disposition = Resolution 1/5/15**
- 28. Senior Center Director to Supervisor –
Request for Town to hire Joseph Hastreiter for the position of van driver due to a retirement. Disposition = Resolution 1/5/15**
- 29. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent and Building Inspector –
Draft copy of minutes from December 17, 2014 Planning Board meeting.
Disposition = Planning Committee**

- 30. Planning Board to Town Board –
Notice of Planning Board Meeting time change to 7:00PM effective
January 1, 2015. Disposition = Received & Filed**
- 31. Planning Board to Town Board –
Recommend approval of revised sketch plan for Hidden Meadows Subdivision,
657 Aurora Street (Proj. #4006); conditions noted.
Disposition = Received & Filed**
- 32. Supervisor to Town Board –
Recommend appointment of Jeanne Feldmann to the position of Assistant Dog
Control Officer, part-time temporary seasonal. Disposition = Resolution 1/5/15**
- 33. Town Clerk to Jack Sturm, Allied Waste Services of NA, LLC –
Transmittal of Solid Waste License for seven (7) trucks to operate within the
Town of Lancaster Refuse District for the year 2015.
Disposition = Received & Filed**

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER ABRAHAM AND SECONDED BY
COUNCIL MEMBER RUFFINO AND CARRIED,** the meeting was adjourned
at 8:06 P.M.

Signed _____
Johanna M. Coleman, Town Clerk